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APPLICATION NO.	FII	LING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
09/831,534	06/18/2001		Bryan John Smith	1300-1-008	5753	
23565	7590	01/10/2005		EXAMINER		
KLAUBER			DIBRINO, MAR	DIBRINO, MARIANNE NMN		
	411 HACKENSACK AVENUE HACKENSACK, NJ 07601			ART UNIT	PAPER NUMBER	
	,			1644		

DATE MAILED: 01/10/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No.	Applicant(s)					
- Advisory Action	09/831,534	SMITH, BRYAN JO	HN ·				
7. <b></b>	Examiner	Art Unit					
	DiBrino Marianne	1644					
The MAILING DATE of this communication appe	The MAILING DATE of this communication appears on the cover sheet with the correspondence address						
THE REPLY FILED 13 December 2004 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.							
PERIOD FOR REPLY [check either a) or b)]							
a) The period for reply expires 4 months from the mailing date of the final rejection. b) The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).  Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).							
1. A Notice of Appeal was filed on Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.							
2. The proposed amendment(s) will not be entered because:							
(a) ☑ they raise new issues that would require further consideration and/or search (see NOTE below);							
(b) they raise the issue of new matter (see Note below);							
(c) they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or							
(d) M they present additional claims without canceling	ng a corresponding number of fi	nally rejected claims	<b>S</b> .				
NOTE: See Continuation Sheet.							
3. Applicant's reply has overcome the following reject	ion(s):						
4. Newly proposed or amended claim(s) would canceling the non-allowable claim(s).	be allowable if submitted in a se	parate, timely filed a	amendment				
5. ☐ The a) ☐ affidavit, b) ☐ exhibit, or c) ☐ request for application in condition for allowance because:	reconsideration has been consideration	dered but does NOT	Γ place the				
6. The affidavit or exhibit will NOT be considered becaraised by the Examiner in the final rejection.	ause it is not directed SOLELY to	o issues which were	newly				
7. For purposes of Appeal, the proposed amendment explanation of how the new or amended claims we	(s) a)⊠ will not be entered or b) ould be rejected is provided belo	☐ will be entered a w or appended.	nd an				
The status of the claim(s) is (or will be) as follows:							
Claim(s) allowed:							
Claim(s) objected to:							
Claim(s) rejected: <u>14-20</u> .							
Claim(s) withdrawn from consideration:							
8. The drawing correction filed on is a) appr	oved or b) disapproved by the	ne Examiner.					
9. Note the attached Information Disclosure Statemen							
10. ☑ Other: <u>See Continuation Sheet</u>	,						
Maissane DiB	مرا الم						

Continuation of 2. NOTE: The closed transitional phrase "consisting of" in proposed new claims 21 and 22 requires further consideration and search.

Continuation of 10. Other: Applicant has omitted claims 1-13 along with the status identifier (canceled)in the reply filed 13 December 2004.

CHRISTINA CHAN
SUPERVISORY PATENT EXAMINER

**TECHNOLOGY CENTER 1600**